

May 12 2005 2:08PM

HENSLEY KIM & EDGINGTON,

720-377-0777

RECEIVED
CENTRAL FAX CENTER

P. 1

MAY 12 2005

PTO/SB/97 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

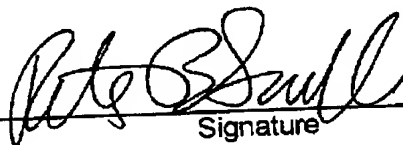
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on May 12, 2005
Date


Signature

Peter Scull

Typed or printed name of person signing Certificate

U.S. Application No. 09/897,768
Title: Automatic Color Balance
Filing Date: July 2, 2001

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fax Transmittal Cover Sheet (1 page)
Response to Office Communication and Interview Summary (2 pages)
Withdraw of Office Communication (3 pages)

Total Pages in Transmission: 6

PTO Fax Number: 703-872-9306

Please notify us immediately (720-377-0774) if there is a problem with receipt of this fax.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

By Facsimile

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No.09/897,768
Filing Date July 2, 2001
Inventorship Zaklika et al.
Applicant Corel Corporation
Group Art Unit 2626
Examiner Carter, Tia A.
Attorney's Docket No.197-015-USP
Title: Automatic Color Balance

RESPONSE TO OFFICE COMMUNICATION
AND INTERVIEW SUMMARY

RECEIVED
CENTRAL FAX CENTER
MAY 12 2005

To: Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450
From: Peter B. Scull (Tel. 720-377-0773; Fax 720-377-0777)
Hensley Kim & Edgington, LLC
1660 Lincoln Street, Suite 3050
Denver, CO 80264

Dear Sir:

In response to the Office Communication mailed April 22, 2005, the undersigned representative had various telephonic discussions with several Patent Office personnel. Eventually, on May 10, 2005, the undersigned spoke with Stacey Kemper, Supervisory Legal Instruments Examiner for Technology Center 2600. A summary of the conversation follows.

Initially, it may be noted briefly here that the Office Communication of April 22, 2005 concerned an alleged shortage of payment of fees for the present case, apparently alleging at least a shortage of fees for the latest amendment which added claims in excess of the previously-paid total claims fees. Indeed, the Office Communication of April 22, 2005 appeared also to allege a failure of payment of fees for the application as-filed. Nevertheless, all fees due had been paid for the present case via deposit account

HENSLEY KIM & EDGINGTON, LLC

By Facsimile

authorizations; the amendment authorization having been submitted with the amendment and the initial filing fee having submitted with the response to the Missing Parts Notice.

The conversations the undersigned had with the various Patent Office personnel, including his discussion with Ms. Kemper on May 10, 2005, initially related the information of the above paragraph, thus noting also the error of the Office Communication of April 22, 2005 in alleging a shortage of fees.

Ms. Kemper responded by noting that the Office Communication of April 22, 2005 had been voluntarily withdrawn by the U.S. Patent and Trademark Office, although no written record of such was sent to the Applicant. Ms. Kemper then also agreed to provide a written record, which was to be faxed to the undersigned at the conclusion of the telephone conference. This she did, and a copy of the written record of such withdrawal is attached here for completion of the record concerning the errant Office Communication of April 22, 2005.

Applicant thus notes that no further response is necessary for the Office Communication of April 22, 2005.

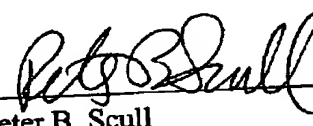
Conclusion

Based on the remarks herein, the Applicant respectfully requests passage of the application file to the Examiner for determination of and prompt issuance of a notice of allowance for claims 1-37 in this matter.

Respectfully Submitted,

Dated: May 12, 2005 _____

By: _____


Peter B. Scull
Reg. No. 37,932
(720) 377-0773

May 12 2005 2:09PM HENSLEY KIM & EDGINGTON, 720-377-0777
05/10/05 TUE 12:29 FAX 7033050508 WORKGROUP 2740

p. 4

0001



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 5458
Alexandria, Virginia 22304-5458
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/897,768	07/02/2001	Krzysztof Antoni Zabala	1202.012US1	8221
4346	7390	04/22/2003	EXAMINER	
HENSLEY KIM & EDGINGTON, LLC 1660 LINCOLN STREET, SUITE 3050 DENVER, CO 80264			CARTER, TIA A	
			ART UNIT	PAPER NUMBER
			2626	

DATE MAILED 5/10/05

Please find below and/or attached an Office communication concerning this application or proceeding.

this letter has been withdrawn
5-5-05
no response needed.

STACEY KEMPER
SUPERVISORY LEGAL INSTRUMENTS EXMR.
TECHNOLOGY CENTER 2000

Stacey Kemper

571-272-7265

PTO-80C (Rev. 10/03)

09/10/05 TUE 12:29 FAX 7033059508



WORKGROUP 2740

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20230

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

INFORMALITY RE PAYMENT OF FEE

The informality regarding the payment of the fee in connection with ☐ the original filing fee ☒ the amendment filed 3-29-05 is indicated below.

A. FEE DUE

1. ☐ The amendment is considered incomplete in that the funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance is due within the period set below.
2. ☒ The amendment is considered an incomplete response, in that payment of \$ 600.00 is insufficient to cover the claims as shown in the attached Patent Application Fee Determination Record. Remittance is due within the period set below.
3. ☐ The amendment has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the period set below.
4. ☒ The filing fee of \$ 790.00 submitted in this application is insufficient.
A balance of \$ 600.00 is due for additional claims.
5. ☐

APPLICANT IS GIVEN THE REMAINDER OF THE SET PERIOD FOR RESPONSE,
OR ONE (1) MONTH FROM THE DATE OF THIS LETTER, WHICHEVER IS LONGER,
WITHIN WHICH TO REMIT THE FEE OF \$ 1390.00.

B. EXCESS PAYMENT:

5. ☐ It is noted that payment of \$ _____ is in excess of the amount necessary to cover the claims now in the application. See the attached Patent Application Fee Determination Record.
This matter of refund or credit to your account is being referred to the Finance Officer, for his consideration.

CLERK OF GROUP

U.S. DEPARTMENT OF COMMERCE

PTOL-319 (REV. 9-82)

HP LaserJet 3330

HENSLEY KIM & EDGINGTON, LLC
720-377-0777
May-10-2005 10:28AM



Fax Call Report

Job	Date	Time	Type	Identification	Duration	Pages	Result
376	5/10/2005	10:27:33AM	Receive	7033059508	0:45	2	OK

05/10/05 TUE 12:20 FAX 7033059508

WORKGROUP 2740

0001



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
FAXED
MAY 10 2005
FAX 703 305 9508

APPLICANT'S NAME HENSLEY KIM & EDGINGTON, LLC 1600 LINCOLN STREET, SUITE 300 DENVER, CO 80202	INVENTOR'S NAME HENSLEY KIM & EDGINGTON, LLC 1600 LINCOLN STREET, SUITE 300 DENVER, CO 80202	ATTORNEY'S NAME HENSLEY KIM & EDGINGTON, LLC 1600 LINCOLN STREET, SUITE 300 DENVER, CO 80202	DATE 5/10/05
--	---	---	-----------------

Please find below and/or attached an Office communication concerning this application or proceeding.

this letter has been withdrawn
No response needed.
5-5-05

STEVEN HENSLEY
SUPERVISOR LEGAL REPRESENTATIVE GROUP
TECHNOLOGY CENTER 2000

571-272-7245

FD-422 (Rev. 10/99)